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Attorneys for Defendant Caterpillar Inc.  
(erroneously served and sued as Caterpillar, Inc.)

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF ALASKA

NINILCHIK CHARTERS, LLC,

Plaintiff,

vs.

CATERPILLAR, INC., a Delaware  
corporation,

Defendant.

Case No. 3:04-cv-250 (TMB)

**ERRATA TO JOINT STIPULATION MODIFYING SCHEDULING AND  
PLANNING ORDER**

Please take notice that Caterpillar, Inc., by and through undersigned counsel, hereby submits the following correction to Joint Stipulation Modifying Scheduling and Planning Order:

- (1) All discovery commenced in time to be completed by November 30, 2006,

*Ninilchik Charters, LLC v. Caterpillar, Inc.*

Errata to Joint Stipulation Modifying Scheduling and Planning Order  
Case No. 3:04-cv-250 (TMB)  
(8367-2/249705)

not November 31, 2006 as originally set forth.

DATED at Anchorage, Alaska, this 1<sup>st</sup> day of August, 2006.

HUGHES BAUMAN PFIFFNER  
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By: s/ Frank A. Pfiffner  
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Certificate of Service

I hereby certify that on August 1, 2006, a copy of the foregoing Errata to Joint Stipulation Modifying Scheduling and Planning Order was served electronically on:

Leonard R. Anderson  
Davis, Randall, Anderson, & Mathis, PC  
405 W. 36th Avenue, Suite 200  
Anchorage, AK 99503-5872

s/ Frank A. Pfiffner